

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

**DAVID GIBONEY,**  
*Plaintiff,*

**VS.**

**ALLSTATE VEHICLE AND PROPERTY  
INSURANCE COMPANY,**  
*Defendant.*

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**CIVIL ACTION NO. 3:15-CV-3073-M**

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**RULE 41(a) JOINT STIPULATION OF VOLUNTARY DISMISSAL WITH PREJUDICE**

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COMES NOW, through undersigned counsel, Plaintiff David Giboney and Defendant Allstate Vehicle and Property Insurance Company, who hereby stipulate and agree that this matter has been resolved, and that the above-referenced cause may be dismissed with prejudice, with each party hereto to bear its own costs and expenses. Accordingly, both parties pray that this Honorable Court issue an Order reflecting the same.

**AGREED AND APPROVED AS TO FORM AND SUBSTANCE:**

/s/ Taylor Elliott

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*Counsel for Defendant*

**CERTIFICATE OF CONFERENCE**

Counsel has contacted defense counsel for Allstate Vehicle and Property Insurance Company on November 28, 2016, regarding this Rule 41(a) Joint Stipulation of Dismissal With Prejudice, and said counsel is unopposed to the same.

/s/ Taylor Elliott  
J. Taylor Elliott

**CERTIFICATE OF SERVICE**

I hereby certify that on November 29, 2016, a true and correct copy of the foregoing was served on all counsel of record, via the Court's electronic filing system, pursuant to Federal Rules of Civil Procedure 5(b), as follows:

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/s/ Taylor Elliott  
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